IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

TUESDAY, THE 18TH SEPTEMBER 2007 / 27TH BHADRA 1929

WP(C).No. 27690 of 2007(U)

AGAINST THE ORDER IN EP.249/1997 IN
OS.105/1984 of MUNSIFF COURT, CHITTUR
.....

PETITIONER:

THARAKKAL RAMAPURAM DEVASWOM,
REPRESENTED BY THE THARAKKAL TEMPLE TRUST
MANAGING TRUSTEE T.EASWARAN UNNI,
S/O.LATE LAKSHMIKAVU WARASSAIR, WARRIER LANE,
EDAKKUNNU WARRIATH, THRISSUR.

BY ADV. SRI.K.JAYAKUMAR
SRI.P.B.KRISHNAN

RESPONDENT:

T.S.BALASUBRAMANYAN,
S/O.SANKUNNI MANNADIAR,
VAZHAKOTTIL, PERUVEMBA,
PALAKKAD DISTRICT.

BY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 18/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

M.N. KRISHNAN, J.

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W.P.C. NO. 27690 OF 2007

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Dated this the 18th day of September, 2007.

J U D G M E N T

This writ petition is filed challenging the order of the learned Munsiff, Chittur in E.A.260/07 whereby he had dismissed the petition for stay filed by the claimant in the claim application. As per Ext.P6 order this Court granted an interim stay of delivery but the learned counsel would submit that even before intimating the stay order delivery has been effected and therefore no purpose will be served by hearing the stay application at this stage. He request that a direction may be given to the Court below to dispose of the claim petition itself within a time frame. There appears to be reasonableness in the said submission and therefore I dispose of the writ petition directing the Court below to dispose of the claim application as expeditiously as possible at any rate within a period of two months from today.

2. I also direct the respondent not to commit any waste in the property and the said direction to be intimated to the party by the Court below when the respondent appear there.

The writ petition is disposed of accordingly.

M.N. KRISHNAN, JUDGE.

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